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FILED
DISTRICT COURT OF GUAM

APR 22 2005 *hba*

MARY L.M. MORAN
CLERK OF COURT

(25)

IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,) CRIMINAL CASE NO. 05-00016

Plaintiff.)

) **REPORT AND RECOMMENDATION**
vs.) **CONCERNING PLEA OF GUILTY**
DUANE ANTHONY CALVO,) **IN A FELONY CASE**

Defendant.)

The defendant, by consent, has appeared before me pursuant to Rule 11, Fed. R. Crim. P.,

and has entered a plea of guilty to an Indictment charging him with Attempted Possession with

Intent to Distribute Methamphetamine Hydrochloride, in violation of 21 U.S.C. §§ 841(a)(1),

(b)(1)(A)(viii), and 846. After examining the defendant under oath, I have determined that the

defendant is fully competent and capable of entering an informed plea, that the guilty plea was

intelligently, knowingly and voluntarily made, and that the offense charged is supported by an

independent basis in fact establishing each of the essential elements of such offense. I therefore

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1 recommend that the plea of guilty be accepted and that the defendant be adjudged guilty and
2 have sentence imposed accordingly.

3 IT IS SO RECOMMENDED.

4 DATED this 22nd day of April 2005.

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7 JOAQUIN V.E. MANIBUSAN, JR.
8 United States Magistrate Judge

9 **NOTICE**

10 Failure to file written objections to this Report and Recommendation within ten
11 (10) days from the date of its service shall bar an aggrieved party from
12 attacking such Report and Recommendation before the assigned United States
13 District Judge. 28 U.S.C. § 636(b)(1)(B).

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